



JAMES A. NOYES, Director

COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

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IN REPLY PLEASE
REFER TO FILE: **T-5**

December 26, 2002

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**WITHDRAWAL OF TERRITORY FROM
COUNTY LIGHTING MAINTENANCE DISTRICT 1687 AND MODIFICATION OF
MASTER LIGHTING CONTRACT AS A RESULT OF ANNEXATION OF TERRITORY
KNOWN AS "MIDBURY NEIGHBORHOOD" IN THE
CITY OF BREA, COUNTY OF ORANGE
SUPERVISORIAL DISTRICT 4
3 VOTES**

IT IS RECOMMENDED THAT YOUR BOARD:

1. Approve and confirm the withdrawal of territory known as "Midbury Neighborhood" located in the City of Brea, County of Orange, from County Lighting Maintenance District 1687 and formally accept the Resolution of the City of Brea so requesting, effective April 4, 2000.
2. Approve the modification of the existing Master Lighting Contract between the County of Los Angeles and the Southern California Edison Company to exclude territory known as "Midbury Neighborhood" from County Lighting Maintenance District 1687, as set forth in the enclosed letter, effective April 4, 2000.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of these recommended actions is to confirm the withdrawal of territory from County Lighting Maintenance District 1687 and transfer of administration of the street lights in this area from the County of Los Angeles to the City of Brea. On August 29, 1999, your Board approved a minor boundary change detaching territory from the unincorporated area

of the County of Los Angeles to the County of Orange. This territory known as the "Midbury Neighborhood," shown on the map attached to the enclosed City Resolution, was subsequently annexed to the City of Brea on April 4, 2000.

With the change of jurisdiction for the annexed area from the County of Los Angeles to the City of Brea, the City became responsible for all municipal services, including the operation and maintenance of street lights in this area. Since the annexation of territory to the County of Orange and the City of Brea did not result in the withdrawal of Lighting District territory, action is now needed by your Board to consummate the withdrawal of territory as required by the California Streets and Highways Code. Enclosed is a Resolution adopted by the City of Brea requesting and consenting to the withdrawal of the "Midbury Neighborhood" territory from County Lighting Maintenance District 1687.

In addition, as a result of this jurisdiction change, modification of the Master Lighting Contract between the County of Los Angeles and the Southern California Edison Company must be approved in order for the withdrawal of territory to become effective.

Implementation of Strategic Plan Goals

This action is consistent with the County Strategic Plan Goal of Fiscal Responsibility as this withdrawal of territory will transfer responsibility for the operation and maintenance of the street lights from County to City control, thereby ensuring a continued funding source for maintaining street lighting facilities in this area.

FISCAL IMPACT/FINANCING

The fiscal impact upon the County by the withdrawal of territory will be neutral. Financing is not required.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The City of Brea has elected, pursuant to Section 5853 of the California Streets and Highways Code, to withdraw the territory known as "Midbury Neighborhood" from County Lighting Maintenance District 1687. With the annexation of this area to the County of Orange, and subsequent annexation by the City of Brea, the territory was automatically excluded from County Lighting District LLA-1, pursuant to Section 22613 of the California Streets and Highways Code.

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Your Board has previously adopted a Joint Resolution between the County of Los Angeles, the County of Orange, and the City of Brea for the exchange of property tax revenues, including ad valorem property tax collected by the Lighting District, attributable to the area previously detached from the County of Los Angeles. No public hearing nor public notice is required to confirm the withdrawal of territory from County Lighting Maintenance District 1687.

Section 5847 of the California Streets and Highways Code requires that no withdrawal of territory will become effective unless all outstanding contracts of the maintenance district from which a portion is sought to be withdrawn has been modified so as to relieve such maintenance district of further obligation to pay for future maintenance within the territory so withdrawn.

ENVIRONMENTAL DOCUMENTATION

Not applicable.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

This transfer will have a negligible impact on the workload.

CONCLUSION

Upon adoption, please forward one approved copy of the letter to the County Assessor, Ownership Services Section, and Auditor-Controller, Tax Section, and return two approved copies to Public Works. Public Works will forward one approved copy of the letter to the Southern California Edison Company.

Respectfully submitted,

JAMES A. NOYES
Director of Public Works

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Enc.

cc: Auditor-Controller, Chief Administrative Office, County Counsel, Executive Office